

# United States Court of Appeals

Eleventh Circuit  
56 Forsyth Street, N.W.  
Atlanta, Georgia 30303

John Ley  
Clerk

August 17, 2010

## NOTICE TO ALL COUNSEL OF RECORD

Case No. 08-14538 - John Coffin, et al. v. Stacy Brandau, et al.

Dear Counsel:

Enclosed is an order entered by the court directing that this case be reheard en banc. Under Eleventh Circuit Rule 35, the effect of granting rehearing en banc is to vacate the previous opinion and judgment of this court and to stay the mandate.

You will be notified by subsequent correspondence of the schedule for filing en banc briefs, the issue(s) which the court wishes the parties to focus on in their briefs, and any page limitations on them. We will communicate with you at a later time regarding report time and time limitations on oral argument should this case be designated for oral argument.

Sincerely,

JOHN LEY, CLERK

By: \_\_\_\_\_  
Joyce T. Pope  
Calendar Clerk

:jtp

Enclosure

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Clerk, U.S. District Court (MFL-Orlando)  
Honorable Richard A. Lazzara

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT**

\_\_\_\_\_  
No. 08-14538  
\_\_\_\_\_

FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT AUGUST 17, 2010 JOHN LEY CLERK
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JOHN COFFIN,  
CYNTHIA COFFIN,

Plaintiffs-Appellants,

versus

STACY BRANDAU, individually,  
f.k.a. Stacy Ferris,  
JAMES LUTZ, individually,

Defendants-Appellees.

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On Appeal from the United States District Court for the  
Middle District of Florida  
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(Opinion June 22, 2010, 609 F.3d 1204, 11th Cir. 2010)

(August 17, 2010)

BEFORE: DUBINA, Chief Judge, TJOFLAT, EDMONDSON, BLACK, CARNES, BARKETT,  
HULL, MARCUS, WILSON, PRYOR and MARTIN, Circuit Judges\*.

**B Y T H E C O U R T:**

A member of this Court in active service having requested a poll on whether this case should be reheard by the Court sitting en banc, and a majority of the judges in this Court in active service having voted in favor of granting a rehearing en banc,

IT IS ORDERED that the above cause shall be reheard by this court en banc. The previous panel's opinion is hereby VACATED.

\_\_\_\_\_  
\*Senior United States Circuit Judge R. Lanier Anderson has elected to participate in further proceedings in this matter pursuant to 28 U.S.C. § 46(c).